Application Number	Re		pplicant(s)/Patent leexamination				
Document Code - DISQ		Internal Do	cument – DC	NOT MAIL			
TERMINAL DISCLAIMER	APPROVED     ■		☐ DISAPPROVED				
Date Filed : February 14, 2006	This patent is subject to a Terminal Disclaimer						
Approved/Disapproved by:							
Henry D. Jefferson	•	•					
			·	·			

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## 3 1 4 2006

## TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION

Docket Number (Optional)

501.40492CX2

Application of: HIROTSUNE, et al.

Application No.: 10/782,832

Filed: 2/23/2004

02/15 01 FC For: OPTICAL RECORDING MEDIUM HAVING INACCESSIBLE RESTRICTED BLOCK(S), AND SYSTEMS

INCORPORATING SAME

The owner, Hitachi, Ltd., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent No. 6,788,642 and the grant of any patent granted on pending second Application Number 10/782,831, filed on February 23, 2004, of U.S. Patent No. 6,788,642 and any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent No. 6,788,642 and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of U.S. Patent No. 6,788,642 and any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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	•	02/14/2006
The undersigned is an attorney or agent of record.	•	
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Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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Date:			24-Feb-06	APPL. S. N:	10782832				
To Exam	ner:		DINH, TAN X.	Art Unit	2653				
From			Jefferson, Henry PARALEGAL SPCECIALIS	Return This Memo To: T Drop-Off Location	Case JEF-2D68				
SUBJEC <sup>-</sup>	<b>r:</b> Decisio	n on Tei	rminal Disclaimer(T.D.) filed:						
form para or have a	agraphs id iny quest	dentified ions, ple	I by this informal memo in your case see me or the Special Prog	next Office action to notify appram Examiner. THIS IS AN INFO	If you agree, please use the appropriate licant of the T.D. If you disagree DRMAL, INTERNAL MEMO ONLY. ITION FILE. When your action is comple				
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区	The T.D.	is PROP	ER and has been recorded (see	14.23).					
	The T.D.	is NOT	PROPER and has not been accep	pted for the reason(s) checked l	pelow (see 14.24):				
		The TD	fee of has not been so	ubmitted nor is there any autho	rization in the application file for the				
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).							
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).							
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		The per							
			is not an attorney "of record"	(see 14.29 and 14.29.01).					
			has failed to state his/her cap	pacity to sign for the business e	ntity (see 14.28).				
			is not recognized as an office	r of the assignee (see 14.29 & p	possible 14.29.02).				
No documentary evidence of a chain of nor is the reel and frame number specif (see 37 CFR 3.73(b) and 1140 O.G. 72) frame number may be found in the T.D.			he reel and frame number speci CFR 3.73(b) and 1140 O.G. 72	ified as to where such evidence 2). NOTE: This documentary evidence	is recorded in the Office dence or the specifying of the reel and				
The T.D. is		The T.C	). is not signed (see 14.26 & 14	.26.03).					
		The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).							
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I have ap	propriate	ly notifi	ed applicant(s) of the status of	the Terminal Disclaimer filed in	this case.				
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